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U.S. HOUSE OF REPRESENTATIVES

PERMANENT SELECT COMMITTEE
ON INTELLIGENCE

WASHINGTON, D.C. 20515

Executive Registry

84-10101

AS K. LATIMER, STAFF DIRECTOR
EL J. O'NEIL, CHIEF COUNSEL
N K. BERRY, ASSOCIATE COUNSEL

December 11, 1984

Honorable William J. Casey
Director of Central Intelligence
Washington, D.C. 20505

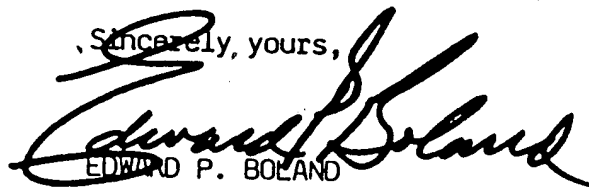
Dear Mr. Casey:

Enclosed is a listing of executive branch reports due in 1985 to the Permanent Select Committee on Intelligence. Please note the limited scope of the listing as set forth on the first page.

Should members of your staff have any questions concerning the listing, they should contact the Committee's Chief Counsel, Michael J. O'Neil at 225-4121.

With every good wish, I am

Sincerely, yours,


EDWARD P. BOLAND
Chairman

Enclosure

EXECUTIVE BRANCH REPORTS
DUE IN 1985
TO HOUSE PERMANENT SELECT COMMITTEE ON INTELLIGENCE

DEC 11 1984

[This listing is produced solely as a matter of convenience; failure to include a reporting requirement on this listing, or the proper due date, does not excuse timely compliance with any such requirement. This listing does not include reporting requirements levied in classified annexes to intelligence-related legislative reports or by virtue of the annual budget authorization process. This listing also does not include all prior notice and reporting requirements which relate to budgetary matters, such as

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PART I. SCHEDULED REPORTS

<u>Date Due</u>	<u>Due From</u>	<u>Subject of Report Due</u>	<u>Source of Reporting Requirement</u>
January 1985	DCI, SECSTATE, SECDEF, D/FBI	Annual review of intelligence activities of agency concerned	Rule XLVIII, clause 3(b); Rules of the House of Representatives
January 1985 (annually with President's budget submission)	SECDEF	DIA executive personnel	10 U.S.C. 1601(e)
January 1985 (annually with President's budget submission)	DIRNSA	NSA executive personnel	Section 12(a)(5), National Security Agency Act of 1959 (50 U.S.C. 402 note)
15 January 1985	Attorney General	Prosecutions declined due to potential for disclosure of classi- fied information; cases in which Classified Information Procedures Act has been invoked (for period Jun-Dec 1984)	Section 13(a) of Classified Information Procedures Act (18 U.S.C. App.) and AAG/Criminal Division Trott letter of 22 Oct 84 to Chairman Boland

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<u>Date Due</u>	<u>Due From</u>	<u>Subject of Report Due</u>	<u>Source of Reporting Requirement</u>
1 February 1985	President	Measures to protect identities of covert agents	Section 603, National Security Act of 1947, as amended by Intelligence Identities Protection Act of 1982 (50 U.S.C. 423)
February 1985	Attorney General	Semiannual report on FISA electronic surveillance (for period Jun-Dec 1984)	Section 108(a), Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1808(a))
February 1985	CIA	CIARDS annual report	--
1 March 1985 (report to Speaker)	CIA	FOIA denials, appeals, rules, fees and other administrative information	5 U.S.C. 552(d)
1 March 1985	SECDEF	National COMSEC effort	Conference Report (H. Rept. 98-1080, p. 240) on DOD Authorization Act, 1985 (P.L. 98-525)
15 March 1985	President	Biological/chemical weapons verification	Section 1109(b), DOD Authorization Act, 1985 (P.L. 98-525)
April 1985	(each intelligence agency using authority)	Description of use of intelligence authority to obtain protected financial records	Section 1121, Right to Financial Privacy Act of 1978 (12 U.S.C. 3421)
April 1985 (report to Congress)	Attorney General	Number of applications and orders under Foreign Intelligence Surveillance Act	Section 107, Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1807)

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Central Intelligence Agency



Washington, D.C. 20505

Executive Registry

84-811

14 FEB 1984

OLL 84-0321

The Honorable Robert C. McFarlane
Assistant to the President for
National Security Affairs
The White House
Washington, D.C. 20500

Dear Mr. McFarlane:

The Intelligence Identities Protection Act of 1982 requires that the President annually submit to the intelligence oversight committees of Congress a "report on measures to protect the identities of covert agents, and on any other matter relevant to the protection of the identities of covert agents." As this report is to be based on information from the Director of Central Intelligence, I have enclosed a generalized report as to the activities which have been undertaken in this regard since our first Annual Report in 1983. While the written report has been kept brief, we noted our willingness to provide greater detail to the Members in personal meetings.

Sincerely,

/s/ John N. McMahon

John N. McMahon
Acting Director of Central Intelligence

Enclosure

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PUBLIC LAW 97-200—JUNE 23, 1982

96 STAT. 1

is charged, the United States had publicly acknowledged or revealed the intelligence relationship to the United States of the individual the disclosure of whose intelligence relationship to the United States is the basis for the prosecution.

"(b)(1) Subject to paragraph (2), no person other than a person committing an offense under section 601 shall be subject to prosecution under such section by virtue of section 2 or 4 of title 18, United States Code, or shall be subject to prosecution for conspiracy to commit an offense under such section.

"(2) Paragraph (1) shall not apply (A) in the case of a person who acted in the course of a pattern of activities intended to identify and expose covert agents and with reason to believe that such activities would impair or impede the foreign intelligence activities of the United States, or (B) in the case of a person who has authorized access to classified information.

"(c) It shall not be an offense under section 601 to transmit information described in such section directly to the Select Committee on Intelligence of the Senate or to the Permanent Select Committee on Intelligence of the House of Representatives.

"(d) It shall not be an offense under section 601 for an individual to disclose information that solely identifies himself as a covert agent.

Information,
transmittal to
congressional
committees.

"REPORT

"SEC. 603. (a) The President, after receiving information from the Director of Central Intelligence, shall submit to the Select Committee on Intelligence of the Senate and the Permanent Select Committee on Intelligence of the House of Representatives an annual report on measures to protect the identities of covert agents, and on any other matter relevant to the protection of the identities of covert agents.

"(b) The report described in subsection (a) shall be exempt from any requirement for publication or disclosure. The first such report shall be submitted no later than February 1, 1983.

50 USC 423.

"EXTRATERRITORIAL JURISDICTION

"SEC. 604. There is jurisdiction over an offense under section 601 committed outside the United States if the individual committing the offense is a citizen of the United States or an alien lawfully admitted to the United States for permanent residence (as defined in section 101(a)(20) of the Immigration and Nationality Act).

50 USC 424.

8 USC 1101.

"PROVIDING INFORMATION TO CONGRESS

"SEC. 605. Nothing in this title may be construed as authority to withhold information from the Congress or from a committee of either House of Congress.

50 USC 425.

"DEFINITIONS

"SEC. 606. For the purposes of this title:

50 USC 426.

"(1) The term 'classified information' means information or material designated and clearly marked or clearly represented, pursuant to the provisions of a statute or Executive order (or a regulation or order issued pursuant to a statute or Executive

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22 December 1983
OLL: 83-2993/1

NOTE FOR: Chief, Policy & Coordination Staff/DDO
FROM: Deputy Director, Office of Legislative Liaison
SUBJECT: Annual Identities Report

Dave:

25X1 Attached is a memo with attachments which is self-explanatory. I gather that last year your staff drafted the required report. I have also sent a copy of the attached to since he clearly should have input. I would appreciate your getting together with Mike early on to draft the required report. If it is not too much of a burden, I would appreciate receiving the draft by 15 January to permit appropriate in-house coordination before transmittal to the Congress.

25X1 Attachment

25X1 DOWNGRADED TO UNCLASSIFIED UPON
REMOVAL OF ATTACHMENT

SECRET

OLL 83-2993
15 December 1983

MEMORANDUM FOR: Director, Office of Legislative Liaison
Deputy Director, Office of Legislative Liaison

25X1 FROM: [REDACTED]
Legislation Division

SUBJECT: Annual Identities Report

1. Section 603 of the "Intelligence Identities Protection Act of 1982" (copy attached) requires the President, based on information from the DCI, to submit an annual report to the oversight committees on steps being taken to protect the identities of our covert agents. Attached is a copy of last year's report.

25X1 2. I understand the report was prepared this year by [REDACTED]
25X1 [REDACTED] in DDO/PCS. The next report will be due no later
than 1 February 1984. I suggest that steps be undertaken now
to begin preparation of the report so that it can be
transmitted to the White House on a timely basis in January.
25X1 I also understand from [REDACTED] that the General Counsel
would like an opportunity to see the report prior to its
transmission to the White House.

25X1 [REDACTED]

9 157

Attachment

This Memorandum Is Unclassified When Separated From Attachments

25X1 [REDACTED]

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EXECUTIVE SECRETARIAT **ROUTING SLIP**

TO:

		ACTION	INFO	DATE	INITIAL
1	DCI		✓		
2	DDCI		✓		
3	EXDIR		✓		
4	D/ICS				
5	DDI				
6	DDA				
7	DDO		✓		
8	DDS&T				
9	Chm/NIC				
10	GC				
11	IG				
12	Compt				
13	D/EEO				
14	D/Pers				
15	D/OLL		✓		
16	C/PAO				
17	SA/IA				
18	AO/DCI				
19	C/IPD/OIS				
20					
21					
22					
SUSPENSE		Date			

Remarks

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2/27/84

Date

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